

Allison Pienta

From: Elizabeth I Woodley <ewoodley@gmu.edu>
Sent: Wednesday, July 17, 2019 8:45 AM
To: Allison Pienta
Subject: RE: Request for Documents under VA FOIA
Attachments: 3828_001_Redacted.pdf

Good morning Allison,

I apologize, I was out sick unexpectedly last week and have been behind in my FOIA responses. This is in response to your FOIA request of 6/21/19.

Please find attached in response to #1. Redaction has been made pursuant to the personnel records exemption, § 2.2-3705.1 (1).

In response to #2, this record is withheld under the exemption for correspondence of the President of the University, Virginia Code §2.2-3705.7 (2).

In response to #3, I have not been informed of the name of the anonymous donor under the March 31, 2016 Grant Agreement. I understand that only two University employees have been informed of the anonymous donor's name, therefore the search and production of those records would have to be completed by one of those two employees. For these employees, the minimum hourly rate to respond to this request would be \$121.00 per hour. Due to the breadth of your request (any communications or documents possessed by the university), I estimate that it would require a minimum of 80 hours to search for and produce these records, for a total of \$9,680. Please keep in mind that not just the name of the donor could be redacted, but information relating to the identity of the donor who has requested anonymity.

In response to #4, my understanding is that there has been no written evaluation of whether the March 31, 2016 Grant Agreement complies, or does not comply, with the University's Gift Acceptance Policy.

In response to #5, IT has searched for the keywords Rebekah Mercer and Robert Mercer, and has identified 163 potentially responsive records. I estimate that this part of your request would cost a minimum of \$80.

Please let me know how you would like to proceed with your request in light of this information and estimate.

Regards,

Elizabeth

Elizabeth Woodley, J.D
FOIA Compliance Officer

George Mason University
703-993-5115

From: Allison Pienta
Sent: Friday, June 21, 2019 5:07 PM
To: Elizabeth I Woodley <ewoodley@gmu.edu>
Subject: Request for Documents under VA FOIA

Elizabeth Woodley
FOIA Compliance Officer
George Mason University
Compliance, Diversity and Ethics, MS: 2C2
Fairfax, VA 22030-4444
(703) 993-5115
ewoodley@gmu.edu

Dear Ms. Woodley:

In accordance with the Virginia Freedom of Information Act (§2.2-3700 et seq.), I am requesting copies of the following:

1. The “annual written proposals” related to the Scalia Law School that were due on March 1, 2019 under Section 5 of the March 31, 2016 Grant Agreement between the University and the anonymous donor and Section 5 of the March 31, 2016 Grant Agreement between the University and the Charles Koch Foundation;
2. The notification to the anonymous donor required under Section 2(a) of the March 31, 2016 Grant Agreement with the anonymous donor “if the individual holding the [Law School] Dean position changes”;
3. Any communications or documents containing the name of the anonymous donor under the March 31, 2016 Grant Agreement, or the name of the lawyer and agent for the anonymous donor (please note that the request for these communications or documents applies regardless of whether the University continues to take the position that the *name* of the anonymous donor and the *name* of the lawyer and agent for the donor should be redacted from these communications or documents);
4. Any communications or documents related to the University’s evaluation, at any time, of whether the March 31, 2016 Grant Agreement with the anonymous donor complies, or does not comply, with the University’s Gift Acceptance Policy, or any parts of the Gift Acceptance Policy;
5. Any communications between Rebekah Mercer or Robert Mercer and any University employees, including but not limited to Dean Henry Butler, including any communications on which either Rebekah or Robert Mercer have been copied;

7. Any communications or documents related to Dorothy Rouse's \$50 million bequest to the Law School and any communications between Mrs. Rouse or any lawyer or agent for Dorothy Rouse and University employees, including but not limited to Dean Henry Butler, including any communications related to any meetings with Mrs. Rouse, such as referenced in a [3/7/2019 "tweet" by former Associate Dean Richard Kelsey](#) that "Four years ago at a Dean's and Directors meeting [in 2015] I told the President & whole room [Dorothy Rouse] might leave Mason 50 mil." (Please note that for purposes of this request, any communications with Edwin Meese related to a donation or potential donation from Mrs. Rouse should be included regardless of whether Mr. Meese is identified as a lawyer or agent for Mrs. Rouse.)

Pursuant to VA FOIA Section 2.2.-3704.F, I will pay "reasonable charges" for search and copying costs up to \$500 for this request. If any part of the requested records are withheld or redacted in response to this request, please provide an index in accordance with Section 2.2-3704.B.1 identifying "with reasonable particularity the volume and subject matter of withheld records, and cite, as to each category of withheld records, the specific Code section that authorizes the withholding of the records."

Thank you in advance for your cooperation.

Allison Pienta